IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
FLORENCE DIVISION

Oscar Lee Sykes, Jr.,	)	
	)	C.A. No.: 4:04-664-RBH
Plaintiff,	)	
	)	
vs.	)	**O R D E R**
	)	
Horry County Detention Center,	)	
J. Rueben Long and Thomas M. Fox,	)	
Director,	)	
	)	
Defendants.	)	
	)	
_____	)	

This matter is before the court for review of the Report and Recommendation of

United States Magistrate Judge Thomas E. Rogers, III, made in accordance with 28 U.S.C.

§ 636(b)(1)(B) and Local Rule 73.02 for the District of South Carolina.

The Magistrate Judge makes only a recommendation to this court. The recommenda-

tion has no presumptive weight. The responsibility to make a final determination remains

with this court. See Mathews v. Weber, 423 U.S. 261, 270-71 (1976). The court is charged

with making a de novo determination of those portions of the Report and Recommendation

to which specific objection is made, and the court may accept, reject, or modify, in whole or

in part, the recommendation of the Magistrate Judge or recommit the matter with instructions.

See 28 U.S.C. § 636(b)(1).

The Plaintiff filed no objections to the Report and Recommendation. In the absence

of objections to the Report and Recommendation of the Magistrate Judge, this court is not

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required to give any explanation for adopting the recommendation. See Camby v. Davis, 718 F.2d 198, 199 (4th Cir. 1983).

After a thorough review of the Report and Recommendation and the record in this case, the court adopts Magistrate Judge Rogers' Report and Recommendation and incorporates it herein. It is therefore

ORDERED that the defendants' motion for summary judgment is **GRANTED** in its entirety and the plaintiff's motion for summary judgment is **DENIED**.

AND IT IS SO ORDERED.

 s/R. Bryan Harwell
R. Bryan Harwell
United States District Judge

Florence, South Carolina
September 7, 2005

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